

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC INVESTIGATION OF THE)	CASE NO.
SERVICE, RATES AND FACILITIES OF)	2021-00370
KENTUCKY POWER COMPANY)	

ORDER

The Commission, on its own motion, finds that, in the interest of an efficient and thorough hearing, Kentucky Power Company (Kentucky Power) should be put on notice of the subjects for which the Commission expects Kentucky Power to offer testimony at the November 30, 2021 hearing in this matter.

Kentucky Power should provide a witness or witnesses who can offer testimony regarding:

- All changes to the Mitchell Operating Agreement that Kentucky Power anticipates will be necessary as a result of the pending transaction between Liberty Utilities Co. (Liberty), Kentucky Power, and AEP Kentucky Transmission Company (Kentucky Transco).
- The federal, state, and local regulatory approvals that must be obtained regarding the pending transaction between Liberty, Kentucky Power, and Kentucky Transco. Kentucky Power should be prepared to identify with specificity all local, state, and federal tariffs, permits, and agreements that will be affected by the pending transaction.

- A tentative timeline of the proposed transaction, including but not limited to the anticipated date the proposed transaction is expected to be filed with the Commission for approval.
- To the extent that Kentucky Power knows, the impact of the pending transaction on the relationship between Kentucky Power and Kentucky Transco.
- Concerns and comments received by Kentucky Power from its customers regarding the pending transaction, and how the customer concerns and comments have been addressed.
- Describe the nature of the pending transaction, such as whether there will be an assumption of liabilities, and if this is a stock purchase or asset purchase.
- What agreements are in place between Kentucky Power and Liberty, such as a memorandum of understanding, stock purchase agreement, or asset purchase agreement.
- All other related matters.

The Commission further finds that Kentucky Power should file a witness list on or before November 24, 2021, identifying which witness will discuss each of the above topics.

Finally, the Commission finds that other parties to this case should provide Kentucky Power with notice of any other subjects for which the parties will conduct cross examination. The notice should be filed no later than November 24, 2021.

IT IS THEREFORE ORDERED that:

1. Kentucky Power shall provide a witness or witnesses to discuss the subjects set forth in this Order.

2. Kentucky Power shall file its witness list no later than November 24, 2021, identifying which witness will address each subject.

3. No later than November 24, 2021, parties other than Kentucky Power shall file notice of subjects that they intend to raise through cross-examination of Kentucky Power if the subjects are in addition to those set forth in this Order.

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By the Commission

ENTERED
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KENTUCKY PUBLIC
SERVICE COMMISSION

ATTEST:


Executive Director

Case No. 2021-00370

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